

ORDINANCE NO. 15-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting a vacation of a right-of-way; that the applicant has represented to the City of Huntsville that **JWE Properties, LLC**, is the owner of the property across which said right-of-way lies; that said right-of-way, or portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the right-of-way hereinafter described, said deed being substantially in words and figures as follows, to-wit:

THIS INSTRUMENT PREPARED BY:
PLEASE RECORD AND RETURN TO:

Suzanne C. Dorsett
Wilmer & Lee, P.A.
100 Washington Street, Suite 200
Huntsville, Alabama 35801
(256) 533-0202

STATE OF ALABAMA

COUNTY OF MADISON

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, **CITY OF HUNTSVILLE, an Alabama municipal corporation**, hereinafter referred to as the Grantor, in consideration of the sum of Ten Dollars (\$10.00) in hand paid by **JWE PROPERTIES, LLC**, hereinafter referred to as the Grantee, and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, sell, and convey unto the Grantee, all of the Grantor's right, title, interest, and claim in and to the following described real estate situation in the City of Huntsville, County of Madison, State of Alabama, to-wit:

SEE EXHIBIT "A"
(the "Property")

The Grantor hereby reserves unto itself, its successors and assigns, a perpetual, exclusive easement for utilities and sanitary sewer as such utility facilities are presently located and situated on, over, along, across, under and through the Property maintenance, repair, operation, use, replacement, relocation, upgrading, changing the size of and/or removal, at all or any time(s), of such improvements, facilities, equipment, fixtures, and appurtenances as may be currently located on the Property for the provision of electricity, telephone, cable television, communication and information services, water, gas, sanitary sewer and/or storm drainage, together with the unimpaired right of entry and re-entry from time to time as occasion may require; the right to maintain said easement granted clear of trees, undergrowth and brush; with all the rights and privileges necessary or convenient for the full enjoyment and use thereof, for all the purposes above stated.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has caused this Quitclaim Deed to be signed in its behalf by its Mayor and attested by its Clerk-Treasurer, this 23^d day of July, 2015.

CITY OF HUNTSVILLE, ALABAMA,
an Alabama municipal corporation

By: _____
Tommy Battle, Mayor

ATTEST:

By: _____
Charles E. Hagood
Clerk-Treasurer

STATE OF ALABAMA
COUNTY OF MADISON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Tommy Battle and Charles E. Hagood, whose names as Mayor and City Clerk-Treasurer, respectively, of the CITY OF HUNTSVILLE, an Alabama municipal corporation, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of this instrument, they, as such officers and with full authority, executed the same for and as the act of said City of Huntsville, an Alabama municipal corporation, as of the day the same bears date.

Given under my hand and official seal this the 23rd day of July, 2015.

NOTARY PUBLIC
My commissioner expires: _____

EXHIBIT "A"

STATE OF ALABAMA
MADISON COUNTY

MAY 26, 2015
W.O. #15-77

**PROPOSED VACATION OF PART OF THE RIGHT-OF-WAY
ON LITTLE COVE ROAD AT THE INTERSECTION OF
WATSON GRAND WAY**

ALL THAT PART OF SECTION 17, TOWNSHIP 4 SOUTH, RANGE 2 EAST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS BEGINNING AT A POINT LOCATED DUE WEST 2917.81 FEET; DUE SOUTH 281.67 FEET; AND NORTH 55 DEGREES 53 MINUTES 39 SECONDS WEST, 11.34 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 17; SAID POINT BEING ON LITTLE COVE ROAD AND ON THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 1121.55 FEET;

THENCE ALONG THE ARC OF SAID CURVE A DISTANCE OF 227.56 FEET (CHORD BEARING AND DISTANCE OF SOUTH 28 DEGREES 24 MINUTES 40 SECONDS WEST, 227.17 FEET) TO A POINT;

THENCE SOUTH 22 DEGREES 20 MINUTES 45 SECONDS WEST, A DISTANCE OF 466.43 FEET TO A POINT;

THENCE SOUTH 24 DEGREES 18 MINUTES 19 SECONDS WEST, A DISTANCE OF 210.03 FEET TO A POINT;

THENCE SOUTH 24 DEGREES 15 MINUTES 56 SECONDS WEST, A DISTANCE OF 162.90 FEET TO A POINT;

THENCE SOUTH 29 DEGREES 34 MINUTES 34 SECONDS WEST, A DISTANCE OF 214.76 FEET TO A POINT;

THENCE NORTH 10 DEGREES 14 MINUTES 11 SECONDS WEST, A DISTANCE OF 160.16 FEET TO A POINT;

THENCE NORTH 25 DEGREES 44 MINUTES 37 SECONDS EAST, A DISTANCE OF 282.24 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 1840.00 FEET;

THENCE ALONG THE ARC OF SAID CURVE A DISTANCE OF 112.43 FEET (CHORD BEARING AND DISTANCE OF NORTH 23 DEGREES 59 MINUTES 35 SECONDS EAST, 112.42 FEET) TO A POINT;

THENCE NORTH 22 DEGREES 14 MINUTES 33 SECONDS EAST, A DISTANCE OF 499.06 FEET TO A POINT;

THENCE SOUTH 89 DEGREES 41 MINUTES 12 SECONDS EAST, A DISTANCE OF 64.70 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 1180.00 FEET;

THENCE ALONG THE ARC OF SAID CURVE A DISTANCE OF 210.42 FEET (CHORD BEARING AND DISTANCE OF NORTH 27 DEGREES 42 MINUTES 25 SECONDS EAST, 210.14 FEET) TO A POINT;

THENCE SOUTH 89 DEGREES 41 MINUTES 12 SECONDS EAST, A DISTANCE OF 47.77 FEET TO A POINT;

THENCE SOUTH 55 DEGREES 53 MINUTES 39 SECONDS EAST, A DISTANCE OF 7.11 FEET TO THE POINT OF BEGINNING AND CONTAINING 2.61 ACRES MORE OR LESS.

Ordinance No. 15-_____ (Cont.)
JWE Properties, LLC

ADOPTED this the 23rd day of July, 2015.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 23rd day of July, 2015.

Mayor of the City of
Huntsville, Alabama